

HOUSE BILL 410

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HB 579/03 - JUD

2004 Regular Session
4r1088

By: **Delegates Smigiel, Boteler, Cluster, Costa, Dwyer, Elmore, Impallaria,
Jennings, Kach, McConkey, Myers, Sossi, Stull, Walkup, and Weldon**

Introduced and read first time: January 29, 2004

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Handguns - Identification Requirements - Repeal**

3 FOR the purpose of repealing the requirement imposed on a handgun manufacturer
4 that ships or transports a handgun for sale, rental, or transfer in the State to
5 provide to the handgun dealer a shell casing of a projectile discharged from the
6 handgun and certain additional information; repealing the requirement imposed
7 on a handgun dealer to forward shell casings and certain information to the
8 Department of State Police Crime Laboratory; and generally relating to
9 handgun identification requirements.

10 BY repealing

11 Article - Public Safety

12 Section 5-131

13 Annotated Code of Maryland

14 (2003 Volume)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Public Safety**

18 [5-131.

19 (a) (1) In this section the following words have the meanings indicated.

20 (2) "Manufacturer" means a person who possesses a federal license to
21 engage in the business of manufacturing firearms or ammunition for sale or
22 distribution.

23 (3) "Projectile" means the part of handgun ammunition that is expelled
24 through the barrel of the handgun by an explosion.

25 (4) "Shell casing" means the part of handgun ammunition that contains
26 the primer and propellant powder to discharge the projectile.

1 (b) A manufacturer that ships or transports a handgun for sale, rental, or
2 transfer in the State shall include in the box with the handgun in a separate, sealed
3 container:

4 (1) a shell casing of a projectile discharged from the handgun; and

5 (2) additional information that the Secretary requires to identify the
6 type of handgun and shell casing.

7 (c) (1) On receipt of a handgun from a manufacturer, the dealer shall
8 confirm to the Department of State Police that the manufacturer has complied with
9 subsection (b) of this section.

10 (2) On the sale, rental, or transfer of the handgun, the dealer shall
11 forward the sealed container to the Department of State Police Crime Laboratory.

12 (d) On receipt of a shell casing and information as required in subsection (b) of
13 this section, the Department of State Police Crime Laboratory shall enter the
14 information in each relevant database.]

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2004.